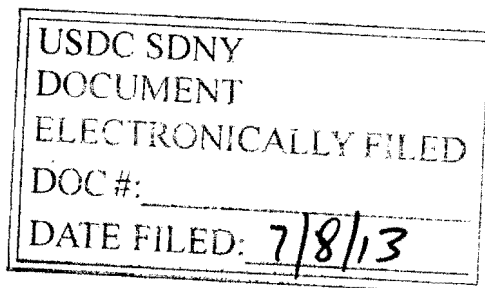


**DuaneMorris\***

FIRM and AFFILIATE OFFICES

MICHAEL CHARTAN  
DIRECT DIAL: +1 212 692 1016  
PERSONAL FAX: +1 212 253 4271  
E-MAIL: mlchartan@duanemorris.com

www.duanemorris.com



July 1, 2013

**VIA FACSIMILE (212) 805-7986**

Judge Paul G. Gardephe  
Thurgood Marshall  
United States Courthouse  
40 Foley Square, Chambers 2204  
Courtroom 705  
New York, NY 10007

**MEMO ENDORSED**

**The Application is granted.**

**SO ORDERED:**

*Paul G. Gardephe*  
**Paul G. Gardephe, U.S.D.J.**

**Dated:** *July 3, 2013*

NEW YORK  
LONDON  
SINGAPORE  
PHILADELPHIA  
CHICAGO  
WASHINGTON, DC  
SAN FRANCISCO  
PALO ALTO  
SAN DIEGO  
BOSTON  
HOUSTON  
LOS ANGELES  
HANOI  
HO CHI MINH CITY  
ATLANTA  
BALTIMORE  
WILMINGTON  
MIAMI  
PITTSBURGH  
NEWARK  
LAS VEGAS  
CHERRY HILL  
BOCA RATON  
LAKE TAHOE

MEXICO CITY  
ALLIANCE WITH  
MIRANDA & ESTAVILLO

**Re: Lockheed Martin Corporation, et al. v. MTA, et al.**  
**Civil Action No.: 09 Civ. 04077 (PGG)**

Dear Judge Gardephe:

Our firm represents Plaintiff Lockheed Martin Corporation ("Lockheed Martin") in this litigation. Last week counsel for all parties spoke with Your Honor's Law Clerk Michael Gramer about a number of topics related to the summary judgment motions the parties intend to file. The current Scheduling Order, dated May 13, 2013, provides for the initial motions to be served on July 8, 2013. Counsel for all parties jointly request that the initial service of papers be extended by one week to July 15, 2013. This is the first request made by the parties to change the initial service date. The parties are not asking to change any other dates in the May 13<sup>th</sup> Scheduling Order.

DUANE MORRIS LLP

1540 BROADWAY NEW YORK, NY 10036-4086

PHONE: +1 212 692 1000 FAX: +1 212 692 1020

Duane Morris

Honorable Paul G. Gardephe  
July 1, 2013  
Page 2

Counsel for MTA and Lockheed Martin also request that we be authorized to file moving  
briefs fifty (50) pages in length.

Thank you for considering this joint application. We also thank Mr. Gramer for his  
assistance.

Respectfully submitted,



Michael Chartan (MC 4609)

cc: Ira J. Lipton, Esq., Hoguet, Newman Regal and Kenney, LLP, for MTA (via email)  
Adam Friedman, Esq., Wolff & Samson P.C., for the Sureties (via email)